

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

In re:

Abigail Martinez

Debtor(s)

Case No. 17-32874-H4

---

**CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT**

David G. Peake, chapter 13 trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C. § 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 05/03/2017.
- 2) The plan was confirmed on 07/26/2017.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C. § 1329 on 11/02/2020, 11/03/2023.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on 01/10/2018, 04/03/2018, 10/26/2018, 03/06/2019, 07/01/2019, 10/30/2019, 12/09/2020, 08/30/2022, 11/02/2022, 03/02/2023, 06/06/2023.
- 5) The case was completed on 09/29/2023.
- 6) Number of months from filing or conversion to last payment: 77.
- 7) Number of months case was pending: 81.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: \$80,220.00.
- 10) Amount of unsecured claims discharged without full payment: \$57,997.17.
- 11) All checks distributed by the trustee relating to this case have cleared the bank.

**Receipts:**

Total paid by or on behalf of the debtor	\$104,850.00
Less amount refunded to debtor	\$4,975.01

**NET RECEIPTS:****\$99,874.99****Expenses of Administration:**

Attorney's Fees Paid Through the Plan	\$7,732.00
Court Costs	\$0.00
Trustee Expenses & Compensation	\$5,440.47
Other	\$0.00

**TOTAL EXPENSES OF ADMINISTRATION:****\$13,172.47**

Attorney fees paid and disclosed by debtor:	\$992.10
---	----------

**Scheduled Creditors:**

Creditor Name	Class	Claim Scheduled	Claim Asserted	Claim Allowed	Principal Paid	Int. Paid
BANK OF AMERICA	Unsecured	5,187.00	NA	NA	0.00	0.00
BENEFICIAL/HFC	Unsecured	7,265.00	NA	NA	0.00	0.00
CALVARY PORTFOLIO SERVICES	Unsecured	7,104.00	NA	NA	0.00	0.00
CARMAX AUTO FINANCE	Unsecured	NA	0.00	4,247.41	441.80	0.00
CARMAX AUTO FINANCE	Secured	14,750.00	10,622.41	6,375.00	6,375.00	758.49
CENTERPOINT ENERGY	Unsecured	420.00	NA	NA	0.00	0.00
CONVERGENT OUTSOURCING INC	Unsecured	170.00	NA	NA	0.00	0.00
CREDIT COLLECTION SVC	Unsecured	216.00	NA	NA	0.00	0.00
ENHANCED RECOVERY CORP	Unsecured	433.00	NA	NA	0.00	0.00
HSBC BANK	Unsecured	1,732.00	NA	NA	0.00	0.00
KEEGANS GLEN HOA INC	Unsecured	NA	580.00	580.00	60.33	0.00
KEEGANS GLEN HOA INC	Secured	875.00	3,653.66	3,073.66	3,073.66	294.62
KJC AUTO TITLE LOAN	Unsecured	2,337.20	NA	NA	0.00	0.00
LVNV FUNDING LLC	Unsecured	764.00	NA	NA	0.00	0.00
MIDLAND CREDIT MANAGEMENT	Unsecured	1,575.00	NA	NA	0.00	0.00
MIDLAND CREDIT MANAGEMENT	Unsecured	1,405.00	NA	NA	0.00	0.00
MIDLAND CREDIT MANAGEMENT	Unsecured	1,219.00	NA	NA	0.00	0.00
NCO FIN/09	Unsecured	721.00	NA	NA	0.00	0.00
PARAGONWAY	Unsecured	3,674.00	NA	NA	0.00	0.00
PORTFOLIO RECOVERY ASSOCIATES	Unsecured	2,419.00	NA	NA	0.00	0.00
PREMIER BANKCARD LLC JEFFERSC	Unsecured	820.00	820.62	820.62	85.36	0.00
PROGRESO FINANCIERO	Unsecured	1,269.00	NA	NA	0.00	0.00
SEARS/CBSD	Unsecured	1,450.00	NA	NA	0.00	0.00
SEARS/CBSD	Unsecured	698.00	NA	NA	0.00	0.00
SPEEDY/RAPID CASH	Unsecured	NA	2,196.46	2,196.46	228.47	0.00
TD AUTO FINANCE	Unsecured	5,547.44	NA	NA	0.00	0.00
US BANK TRUST NATIONAL ASSOCI/	Secured	68,575.00	65,334.11	65,334.11	65,334.11	10,050.68
WELLS FARGO BANK, N.A.	Unsecured	5,363.00	NA	NA	0.00	0.00

<b>Summary of Disbursements to Creditors:</b>			
	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Interest Paid</u>
<b>Secured Payments:</b>			
Mortgage Ongoing	\$0.00	\$0.00	\$0.00
Mortgage Arrearage	\$0.00	\$0.00	\$0.00
Debt Secured by Vehicle	\$0.00	\$0.00	\$0.00
All Other Secured	\$74,782.77	\$74,782.77	\$11,103.79
<b>TOTAL SECURED:</b>	<b>\$74,782.77</b>	<b>\$74,782.77</b>	<b>\$11,103.79</b>
<b>Priority Unsecured Payments:</b>			
Domestic Support Arrearage	\$0.00	\$0.00	\$0.00
Domestic Support Ongoing	\$0.00	\$0.00	\$0.00
All Other Priority	\$0.00	\$0.00	\$0.00
<b>TOTAL PRIORITY:</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>GENERAL UNSECURED PAYMENTS:</b>	<b>\$7,844.49</b>	<b>\$815.96</b>	<b>\$0.00</b>

<b>Disbursements:</b>		
Expenses of Administration	<u>\$13,172.47</u>	
Disbursements to Creditors	<u>\$86,702.52</u>	
<b>TOTAL DISBURSEMENTS :</b>		<b><u>\$99,874.99</u></b>

12) The trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been fully administered, the foregoing summary is true and complete, and all administrative matters for which the trustee is responsible have been completed. The trustee requests a final decree be entered that discharges the trustee and grants such other relief as may be just and proper.

Dated: 02/12/2024

By: /s/ David G. Peake

\_\_\_\_\_  
Trustee

**STATEMENT:** This Unified Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing Trustee's Final Report has been served electronically on all parties requesting electronic notice and has been served on the listed parties (if listed) by mailing a copy of same to the address listed below via first class mail February 12, 2024.

/s/ David G. Peake

---

David G. Peake  
Chapter 13 Trustee

Abigail Martinez  
11823 Acadian Dr.  
Houston, TX 77099

ACOSTA LAW, P.C.  
ALEX OLMEDO ACOSTA  
13831 NORTHWEST FREEWAY  
STE 400  
HOUSTON, TX 77040

OFFICE OF THE US TRUSTEE  
515 RUSK AVE.  
STE 3516  
HOUSTON, TX 77002